

ATTORNEY DOCKET NO.  
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PATENT APPLICATION  
10/822,606

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Randy C. Barnhart et al.  
Serial No.: 10/822,606  
Filed: April 12, 2004  
Group No.: 4177  
Examiner: Ramtin Kangarloo  
Notice of Allowance Mailed: January 10, 2008  
Confirmation No.: 2852  
Title: Data Monitoring and Recovery

**Mail Stop Issue Fee**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**RESPONSE TO REASONS FOR ALLOWANCE**

Applicants appreciate the Examiner's allowance of Claims 1-29. Pursuant to 37 C.F.R. § 1.104, Applicants respectfully issue a statement commenting on the Examiner's reasons for allowance. Applicants respectfully disagree with the Examiner's reasons for allowance to the extent that they are inconsistent with applicable case law, statutes, and regulations. Furthermore, Applicants do not admit to any characterization or limitation of the claims or to any characterization of a reference by the Examiner, particularly any that are inconsistent with the language of the claims considered in their entirety and including all of their constituent limitations.

Respectfully submitted,  
BAKER BOTTS L.L.P.  
Attorneys for Applicants



Kevin J. Meek  
Registration No. 33,738

Date: April 7, 2008  
**CUSTOMER NO. 45507**